

WORKMAN NYDEGGER

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From: Charmaine Humphreys for DAVID B. DELLENBACH

Docket: 15605.1.1

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PATENT APPLICATION

JUN 22 2005

Docket No.: 15605.1.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:



R. PARRISH FREEMAN, JR.
 PETE R. MAULIN, JR.
 L. REX SPAUL, PH.D.
 WILLIAM R. RICHTER
 ERIC M. KAMPERATH
 ROBERT E. AMICK
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 KIRK R. HARRIS
 KELLY SCHNEIDER
 MICHAEL M. BAHARD
 DAVID A. JUNIN
 SHANI K. JENSEN
 JONATHAN M. VUKSICK, PH.D.
 NO. 11/111,111, filed 03/23/2005, prior art date 03/23/2004, assigned to WORKMAN NYDEGGER, INC.
 03/23/2004 SDIETAI 00000004 10662962

Shawn Nelson

Serial No.: 10/662,962) Art Unit
 Conf. No.: 1090) 3721
 Filed: September 15, 2003)
 For: PACKAGED FURNITURE ASSEMBLY AND)
 METHOD THEREOF FOR COMPRESSIBLE)
 FURNITURE)
 Examiner: Louis K. Huynh)

TRANSMITTAL OF PETITION FOR EXPEDITED HANDLING UNDER 37 C.F.R. § 1.182 AND REQUEST FOR PAYMENT OF DEFICIENCY AMOUNT UNDER 37 C.F.R. § 1.28(c)

VIA FACSIMILE (703) 872-9306—OFFICE OF PETITIONS—“Special Processing Submission
 Commissioner of Patents and Trademarks
 P.O. Box 1450
 Alexandria, VA 22313-1450

Sir:

Please find enclosed herewith the following items for filing in the United States Patent and Trademark Office in connection with the above identified patent application:

A Petition for Expedited Handling under 37 C.F.R. § 1.182.

A Request for Payment of Deficiency Amount under 37 C.F.R. § 1.28(c).

* Admitted only in California
 \$ Admitted only in Virginia

FILED VIA FACSIMILE (703) 872-9306

PATENT APPLICATION
Docket No.: 15605.1.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Shawn Nelson)	
Serial No.:	10/662,962) Art Unit
Conf. No.:	1090) 3721
Filed:	September 15, 2003)
For:	PACKAGED FURNITURE ASSEMBLY AND METHOD THEREOF FOR COMPRESSIBLE FURNITURE	06/23/2005 BONNER 00000022 10662962 01 FC:1462 400.00 OP
Examiner:	Louis K. Huynh)

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that the following documents are being filed with the U.S. Patent and Trademark Office, Office of Petitions -- "Special Processing Submission" via facsimile number: (703) 872-9306 this 22 day of June, 2005:

- Transmittal of Petition for Expedited Handling under 37 C.F.R. § 1.182 and Request for Payment of Deficiency Amount under 37 C.F.R. § 1.28(c) (2 pages)
- Petition for Expedited Handling under 37 C.F.R. § 1.182 (1 page)
- Request for Payment of Deficiency Amount under 37 C.F.R. § 1.28(c) (1 page)
- PTO 2038 Credit Card form for \$400.00 - petition fee for expedited handling
- PTO 2038 Credit Card form for \$680.00 - payment of deficiency amount

Respectfully submitted,

*Charmaine Humphrey*Charmaine Humphrey, Assistant to
David B. Dellenbach 06/23/2005 0030022871

Attorney for Applicant

Registration No. 12391669 Refund Total: \$385.00

Customer No.: 022913

Telephone No.: (801) 533-0800

Adjustment date: 06/23/2005 BONNER
03/23/2004 SDIRETAL 00000004 10662962
01 FC:2001 -385.00 OP

CH0000000891V001

- A Certificate of Facsimile Transmission.
- PTO 2038 Credit Card form for \$400.00 - petition fee for expedited handling.
- PTO 2038 Credit Card form for \$680.00 - payment of deficiency amount.
- The Commission is hereby authorized to charge payment of any additional fees or credit any overpayment to Deposit Account No. 23-3178.

Please address all future correspondence in connection with the above-identified patent application to the attention of the undersigned.

Dated this 23 day of June, 2005.

Respectfully submitted,



David B. Dellenbach
Attorney for Applicant
Registration No.: 39,166
Customer No.: 022913
Telephone No.: (801) 533-9800

DBD/cdh
CH0000000891V001

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01 FC:1001 110.00 DA 680.00 OP

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PATENT APPLICATION
Docket No.: 15605.1.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Shawn Nelson)	
Serial No.:	10/662,962) Art Unit
Conf. No.:	1090) 3721
Filed:	September 15, 2003)
For:	PACKAGED FURNITURE ASSEMBLY AND METHOD THEREOF FOR COMPRESSIBLE FURNITURE)
Examiner:	Louis K. Huynh)

PETITION FOR EXPEDITED HANDLING UNDER 37 C.F.R. § 1.182

VIA FACSIMILE (703) 872-9306—OFFICE OF PETITIONS—“Special Processing Submission”
Commissioner of Patents and Trademarks

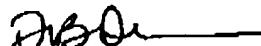
P.O. Box 1450
Alexandria, VA 22313-1450

To Office of Petitions:

The applicant has enclosed herewith a request to accept deficiency payment under 37 C.F.R. § 1.28(c). The applicant respectfully requests that this request be handled on an expedited basis under 37 C.F.R. § 1.182. This petition is accompanied by the petition fee of \$400.00.

Dated this 22nd day of June, 2005.

Respectfully submitted,



David B. Dellenbach
Attorney for Applicant
Registration No.: 39,166
Customer No.: 022913
Telephone No.: (801) 533-9800

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JUN 22 2005

VIA FACSIMILE (703) 872-9306

PATENT APPLICATION
Docket No.: 15605.1.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Shawn Nelson)
Serial No.: 10/662,962) Art Unit
Conf. No.: 1090) 3721
Filed: September 15, 2003)
For: PACKAGED FURNITURE ASSEMBLY AND)
METHOD THEREOF FOR COMPRESSIBLE)
FURNITURE)
Examiner: Louis K. Huynh)

REQUEST FOR PAYMENT OF DEFICIENCY UNDER 37 C.F.R. § 1.28(c)

VIA FACSIMILE (703) 872-9306—OFFICE OF PETITIONS—“Special Processing Submission”
Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria, VA 22313-1450

To the Office of Petitions:

On May 3, 2005, the Applicant notified the United States Patent and Trademark Office of a loss of entitlement to small entity status. The Applicant now requests that any fees required previous to May 3, 2005 be charged to the Applicant as large entity fees, rather than small entity fees. Pursuant to this request, the applicant hereby requests that the United States Patent and Trademark Office accept the enclosed deficiency fee payment of \$680.00. This payment, and the previous payment of \$450 (made in 2004) cover the following filing fees, which are calculated according to current 2005 fee tables:

<u>X</u>	Basic filing fee (Utility)	\$300.00
<u>X</u>	Utility search fee	\$500.00

June 22, 2005

Page 2

<u>X</u>	Utility examination fee	\$200.00
<u>X</u>	Late filing surcharge	<u>\$130.00</u>

Total Current 2005 Filing Fees: \$1,130.00

On January 7, 2004, status as a small entity was established in good faith and the following fees were paid in good faith by authorizing a credit card payment of \$515 to cover:

<u>X</u>	Small entity filing fee	\$385
<u>X</u>	Surcharge fee	<u>\$130</u>
	Total	\$515

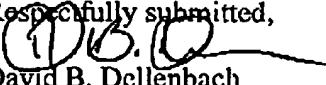
On January 14, 2004, the United States Patent and Trademark Office billed \$900 to the credit card. On March 8, 2004, the applicant requested a refund in good faith to recover the unauthorized credit card charges. On March 23, 2004, the United States Patent and Trademark Office granted a refund of \$450. Thus, in 2004, Applicant paid a balance of \$450 (calculated as \$900-\$450 = \$450), in filing fees and surcharge fees.

As indicated above, the current 2005 basic filing, search, examination, and surcharge fee is 1,130. Applicant now requests acceptance of a deficiency fee payment of \$680.00 in order to pay the large entity filing and surcharge fees. This deficiency fee paid is the difference between the total current 2005 filing fee amount (\$1,130) for other than a small entity, on the date that the deficiency is paid in full, and the amount of the previous small entity fee payment (\$450).

\$1,130.00	-	\$450	=	\$680
(current fee)		(already paid)		(current payment)

Thus, in 2004, small entity status was established in good faith and small entity fees were paid in good faith. The applicant hereby encloses a credit card payment form in the amount of \$680.00 to cover the large entity filing fee and surcharge deficiency. If any other deficiency fees are required in order for applicant to pay all fees due prior to May 3, 2005 as large entity fees, please charge the same to Deposit Account No. 23-3178. If there are any questions relating to this request, the Examiner is invited to contact the undersigned by phone at 801-321-8826.

Dated this 22nd day of June, 2005.

Respectfully submitted,

David B. Dellenbach
Attorney for Applicant
Registration No.: 39,166
Customer No.: 022913
Telephone No.: (801) 533-9800